

AMENDED IN ASSEMBLY MARCH 18, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2300

Introduced by Assembly Member Wood

February 18, 2016

An act to amend Section 11362.79 of the Health and Safety Code, relating to *medical* marijuana.

LEGISLATIVE COUNSEL’S DIGEST

AB 2300, as amended, Wood. ~~Marijuana.~~ *Medical marijuana.*

Existing law, the Medical Marijuana Program, requires the State Department of Public Health to establish and maintain a voluntary program for the issuance of identification cards to qualified patients who satisfy specified requirements with respect to the use of medical marijuana. Existing law provides that the Medical Marijuana Program does not authorize a person with an identification card to smoke medical marijuana under specified circumstances, including ~~in or within 1,000 feet of the grounds of a school, recreation center, or youth center, unless the medical use occurs within a residence: in a location at which smoking is prohibited by law.~~

~~This bill would authorize a city council or a board of supervisors to prohibit the smoking of medical marijuana within 1 mile of the grounds of a school, recreation center, or youth center, unless the medical use occurs within a residence: also state that the Medical Marijuana Program does not authorize the smoking of medical marijuana where smoking is prohibited by a landlord, as specified.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 11362.79 of the Health and Safety Code is amended to read:

11362.79. This article does not authorize a qualified patient or person with an identification card to engage in the smoking of medical marijuana under any of the following circumstances:

(a) In any ~~place where~~ *location at which* smoking is prohibited by ~~law. law or prohibited by a landlord pursuant to Section 1947.5 of the Civil Code.~~

(b) In or within 1,000 feet of the grounds of a school, recreation center, or youth center, unless the medical use occurs within a residence. ~~A city council or board of supervisors may increase this distance up to one mile.~~

(c) On a schoolbus.

(d) While in a motor vehicle that is being operated.

(e) While operating a boat.